IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

JERRY DEWANYE ALEXANDER, SR.,

Plaintiff,

V.

BMW OF NORTH AMERICA, LLC, et al.,

Defendants.

C.A. No. 22-1488-CFC

JURY TRIAL DEMANDED

WORD COUNT CERTIFICATION

The undersigned counsel hereby certifies that Defendant Audi of America, LLC's Opening Brief In Support of its Motion to Dismiss was prepared in 14-point Times New Roman font, and contains 3,713 words (excluding the caption, title, signature blocks, tables of contents and authorities, and figures), which were counted by Brian R. Lemon using the word count feature in Microsoft Word.

Dated: December 5, 2022

OF COUNSEL:

Gerald F. Ivey FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP 901 New York Avenue, N.W. Washington, D.C. 20001-4413 (202) 408-4000

Elliot C. Cook Alexander M. Boyer FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP 1875 Explorer Street, Ste. 800 Reston, VA 20190-5675 (571) 203-2700 MCCARTER & ENGLISH, LLP

/s/ Brian R. Lemon

Brian R. Lemon (#4730) Alexandra M. Joyce (#6423) Renaissance Centre 405 N. King Street, 8th Floor Wilmington, Delaware 19801 (302) 984-6300 blemon@mccarter.com ajoyce@mccarter.com

Counsel for Defendant Audi of America, LLC